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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CHARDE EVANS,

Plaintiff,

v.

WAL-MART STORES, INC., et al.,

Defendants.

2:10-CV-1224 JCM (LRL)

ORDER

Presently before the court is defendant Wal-Mart Stores, Inc.'s motion to dismiss and/or in the alternative for partial summary judgment. (Doc. #18). The plaintiff filed a statement of non-opposition. (Doc. #22).

The instant motion seeks to dismiss those claims which overlap with and have been released as part of a class action settlement approved by Judge Pro as part of the settlement of *In re: Employment Practices Litigation*, MDL No. 1735, 2:06-cv-225-PMP-PAL. In the notice of non-opposition, plaintiff agrees not to assert any claims that occurred prior to February 27, 2009, the effective date of the settlement in Judge Pro's case. (Doc. #22).

Accordingly,

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1 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant Wal-Mart
2 Stores, Inc.'s motion to dismiss is hereby GRANTED. The defendant shall prepare an appropriate
3 order outlining which claims overlap with the settlement and should be dismissed.

4 DATED October 29, 2010.

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7 UNITED STATES DISTRICT JUDGE
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